

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

\* \* \*

Goderick Villadelgado,

Case No. 2:23-cv-00408-CDS-DJA

Plaintiff,

## **Report and Recommendation**

V.

Gregory Burks,

Defendant.

On March 15, 2023, Plaintiff filed initiating documents without paying the filing fee or applying to proceed *in forma pauperis*. (ECF No. 1). The Court thus gave Plaintiff an opportunity to file an application to proceed *in forma pauperis* or pay the filing fee on or before April 17, 2023. (ECF No. 3). In that order, the Court informed Plaintiff that “if Plaintiff does not file a fully complete application to proceed *in forma pauperis* or pay the full \$402 filing fee for a civil action on or before **April 17, 2023**, the Court will recommend dismissal of this action.” (*Id.*). To date, the Court has not received a filing fee, application, or any other filing from Plaintiff.

**IT IS THEREFORE RECOMMENDED** that Plaintiff's case be dismissed.

## NOTICE

This report and recommendation is submitted to the United States District Judge assigned to this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation may file a written objection supported by points and authorities within fourteen days of being served with this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely

1 objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d  
2 1153, 1157 (9th Cir. 1991).

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4 DATED: June 14, 2023

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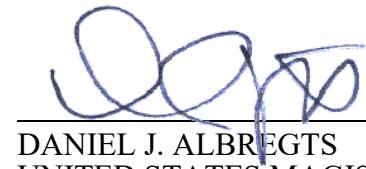
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DANIEL J. ALBRECHTS  
UNITED STATES MAGISTRATE JUDGE